

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1767 – HB 2445

February 15, 2016

SUMMARY OF ORIGINAL BILL: Authorizes law enforcement officers to administer epinephrine in emergency situations, if the officer's law enforcement agency has adopted a protocol governing the administration of epinephrine.

Authorizes physicians to prescribe epinephrine to a law enforcement agency for use by officers in emergency situations. Removes liability for the prescribing physician, administering law enforcement officer, and the law enforcement agency for which the officer works.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Expenditures – Exceeds \$2,000/Permissive

SUMMARY OF AMENDMENT (012075): Adds language clarifying that a pharmacist dispensing epinephrine shall not be held liable for any injury to an individual who is harmed by the administration of epinephrine dispensed by the pharmacist, and prescribed by the pharmacist, unless the pharmacist acted with reckless disregard for safety.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

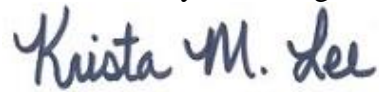
- It is not known how many law enforcement agencies across the state will choose to develop an epinephrine administering program. However, it is reasonably estimated that a minimum of five agencies across the state will elect to develop an epinephrine administering program. Any impact to local government is considered to be permissive.
- Training for officers to properly administer epinephrine is assumed to be accomplished during one regularly-scheduled meeting without any significant additional expense.
- The Department of Safety reports that any impact on the department will be not significant.
- Independent research shows epinephrine pens cost an estimated \$200 each, and are sold exclusively in pairs with a shelf life of one year; thus a total cost of \$400 per pair.

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- For purposes of the fiscal note, it is assumed each agency adopting a policy will acquire at least one pair and replace the pair annually due to the limited shelf life.
- The permissive and recurring increase in local expenditures is estimated to exceed \$2,000 (5 agencies x \$400).
- No significant change in the number of court cases resulting from immunity from any liability for an administering officer or the applicable law enforcement agency adopting the policy.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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